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Date: January 22, 2003 By: Sydney B. Anderson

Attorney Docket No.: 55525-8049.US00

Applicant: Fu *et al.*

Serial No.: 09/967,238

Filing Date: September 27, 2001

For: **METHOD FOR DETERMINING RELATIVE  
ABUNDANCE OF NUCLEIC ACID SEQUENCES**

Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

1. Transmitted herewith are the following:
  - ☒ An Amendment in Response to Restriction Requirement
  - ☒ A Petition for 1-month Extension of Time
  - ☒ A check in the amount of \$110.00 covering the fee due.
2. Entity Status
  - ☒ Large Entity is proper for this case.
3. Conditional Petition for Extension of Time:  
An Extension of Time is requested to provide for timely filing if necessary for timely filing of this transmittal and enclosures.
4. Provisional Fee Authorization  
Please charge any underpayment in fees for timely filing of this transmittal and enclosures to Deposit Account No. 50-2207.

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Respectfully submitted,

LeeAnn Gorthey

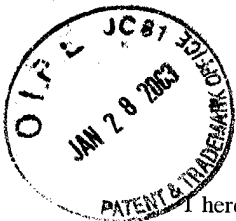
LeeAnn Gorthey  
Registration No. 37,337

Date: 1-21-03

**Correspondence Address:**

Customer No. 22918

Phone: (650) 838-4403



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Date: January 22, 2003

By: Lynnea B. Anderson

DOCKET NO.: 55525-8049.US00

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

IN RE APPLICATION OF: *Fu et al.*

SERIAL NO.: 09/967,238

FILED: September 27, 2001

FOR: **Method for Determining Relative  
Abundance of Nucleic Acid Sequences**

EXAMINER: Gunter, D.

ART UNIT: 1634

CONFIRMATION NO. 6602

**Response to Requirement for Restriction**

Commissioner of Patents and Trademarks  
Washington, D.C. 20231

Sir:

In response to the requirement for restriction requested by the Examiner in the Office Action mailed December 13, 2002 in the above-identified application, the applicants elect to begin prosecution with the claim group **I** (claims 1-17 and 26-28), drawn to a method of determining relative abundance of a nucleic acid sequence, without traverse. A petition for a one-month time extension accompanies this response extending the period for response to February 13, 2003.

The Commissioner is hereby authorized and requested to charge any deficiency in fees herein to Deposit Account No. 50-2207.

Date: 1-21-03

**Correspondence address:**

CUSTOMER NO. 22918

PHONE: (650) 838-4403

Fax: (650) 838-4350

Respectfully submitted,

LeeAnn Gorthey

LeeAnn Gorthey

Registration No. 37,337

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